

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

In re:

ORLY GENDER,  
(Debtor)

§  
§  
§  
§

Case No. 19-10926-TMD  
Chapter 7

**DEBTORS' MOTION FOR EXPEDITED HEARING ON**  
**DEBTORS' MOTION FOR CONTINUANCE AND FOR**  
**ENTRY OF AN ORDER RELATED TO DISCOVERY**

TO THE HONORABLE TONY M. DAVIS,  
UNITED STATES BANKRUPTCY JUDGE:

Orly Genger ("Debtor") hereby file this motion (the "Motion to Expedite") for an expedited hearing of Debtor's Motion for Continuance, to Consolidate Hearings and for Entry of Order Related to Discovery (the "Motion"), and respectfully states as follows:

1. **Underlying Motion.** The Motion requests that hearings on the following motions be consolidated and continued into either November or December: (1) Sagi Genger's Motion to Dismiss or Alternatively Transfer Venue (the "Motion to Dismiss"); (2) Sagi Genger's Motion to Show Cause (the "Motion to Show Cause"); (3) the Trustee's Application to Employ Special Counsel, Kasowitz Benson Torres LLP (the "Application to Employ"); (4) and the Trustee's Motion to Approve Compromise Under Rule 9019 (the "9019 Motion"), and that a scheduling order be entered setting limits and a method for obtaining discovery related to the Motion to Dismiss, the Motion to Show Cause, the 9019 Motion, and the Application to Employ.

2. **Need for emergency hearing:** Sagi Genger's Motion to Show Cause is set for October 23, 2019, and Debtor seeks to have it continued and consolidated with the Motion to Dismiss, the Application to Employ, and the 9019 Motion.

3. **Certificate of conference:** Counsel for Debtor has conferred with counsel for Chapter 7 Trustee, Ron Satija, who has indicated he is unopposed to the Motion to Expedite,

counsel for Eric Herschmann, KBT, and counsel for Arie Genger, who all agree to the relief requested in the Motion to Expedite. Counsel for Sagi Genger and counsel for Dalia Genger, D&K GP, LLC, and TPR Investments Associates, Inc., are opposed to the Motion to Expedite.

4. **Time estimate for hearing:** Debtor estimates one hour is necessary for the hearing on the Motion.

5. **Deadline for when hearing is needed:** Debtor requests that the Court set the Motion either on October 21 or 22, 2019 due to the currently scheduled, October 23, 2019, hearing on the Motion to Consolidate.

6. **Dates when all parties are available:** There are a substantial amount of parties with an interest in the Motion and the Motion to Expedite, but counsel for the various parties should be available on October 21 or 22, at least telephonically.

Movant respectfully requests that the Court grant this Motion to Expedite and enter the proposed order submitted herewith setting the Motion for hearing on October 21 or 22, 2019. Movant also requests general relief.

Respectfully submitted,

WALLER LANSDEN DORTCH & DAVIS, LLP

By: /s/ Eric J. Taube

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COUNSEL FOR DEBTOR

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served on the parties listed on the attached Service List via the Court's ECF e-mail notification and via United States First Class Mail on October 18, 2019:

/s/ Eric J. Taube  
Eric Taube

## SERVICE LIST

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## PARTIES REQUESTING NOTICE

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